

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
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07/16/2007

WAYNE J COLTON INC
 THE MILAM BUILDING SUITE 1032
 115 EAST TRAVIS STREET
 SAN ANTONIO, TX 78205



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Wayne J. Colton

(Depositor's name)

(Signature)

(Date)

APPLICATION NO.

FILING DATE

FIRST NAMED INVENTOR

ATTORNEY DOCKET NO.

CONFIRMATION NO.

10/068,049

01/04/2002

David M. Tumey

1052.1301

8360

TITLE OF INVENTION: APPETITE SUPPRESSION DEVICE

10/10/2007 MGE BREM2 00000019 500489

10060049

01 FC:2501

720.00 DA

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700 \$720	\$0	\$0	\$700 \$720	10/16/2007
EXAMINER	ART UNIT	CLASS-SUBCLASS				
GETZOW, SCOTT M	3762	607-002000				

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Wayne J. Colton, Inc.

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3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

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- ☐ A check is enclosed.
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- ☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 50-0489 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

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Authorized Signature

Date 10/10/2007

Typed or printed name Wayne J. Colton

Registration No. 40,962

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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WAYNE J. COLTON, INC.

Patent Prosecution ~ United States Patent and Trademark Office

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David M. Turney

Serial No: 10/068,049

Filed: January 4, 2002

Title: APPETITE SUPPRESSION DEVICE

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Docket No: 1052.1301

Group Art Unit: 3762

Examiner: Getzow, Scott M.

Pages (including this page): 7

☐ The documents transmitted herewith are submitted **FOR DISCUSSION PURPOSES ONLY**. Please forward all documents to the Examiner in charge **WITHOUT** entry.

☒ **PLEASE ENTER** all documents transmitted herewith in the above-captioned patent application.

Dated: October 10, 2007

By:

Respectfully submitted,

Wayne J. Colton
Attorney for Applicant
Registration No. 40,962

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR §§ 1.6(d) and 1.8)

I hereby certify that this facsimile is being transmitted to the Assistant Commissioner for Patents, Washington, D.C. 20231, under 37 CFR §§ 1.6(d) and 1.8, to facsimile number (571) 273-2885 on October 10, 2007.

10/10/2007
Date

Signature of Person Transmitting

Wayne J. Colton
Printed Name of Person Transmitting



WAYNE J. COLTON, INC.

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The Milam Building Suite 1032

115 East Travis Street

San Antonio, Texas 78205

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October 10, 2007

PATENTS

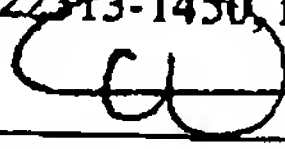
Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RE: Invention Title	APPETITE SUPPRESSION DEVICE
Serial Number	10/068,049
Filing Date	January 4, 2002
Inventor(s)	David M. Tumey
Docket Number	1052.1301

Dear Sir:

Enclosed herewith for filing in the above referenced matter, please find the following:

1. Form PTO-85B (with copy thereof).

CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR §§1.6(d), 1.8)		
I hereby certify that this paper or fee is being transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, facsimile number (571) 273-2885, on October 10, 2007.		
<u>10/10/2007</u> Date:	 Signature of Person Transmitting	<u>Wayne J. Colton</u> Name of Person Transmitting

WAYNE J. COLTON, INC.

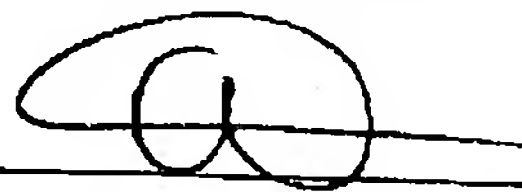
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- ☐ A check in the amount of \$ *** is enclosed herewith.

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Respectfully submitted,

Dated: 10/10/2007

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